



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	:	
Harry R. Davis et al.	:	Examiner: Mojdeh Bahar
	:	
Serial No.: 10/057,323	:	Group Art Unit: 1617
	:	
Filed: January 25, 2002	:	Atty. Docket No.: CV01489K
	:	
For: Combinations of Peroxisome	:	
Proliferator-Activated Receptor	:	
(PPAR) Activator(s) and Sterol	:	
Absorption Inhibitor(s) and	:	
Treatments for Vascular	:	
<u>Indications</u>	:	

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE TO ELECTION OF SPECIES

This is in response to the Office Action mailed on October 21, 2003, in the above-identified patent application.

In Applicants' Response to Restriction Requirement and Election of Species of August 1, 2003, Applicants provisionally elected with traverse the claims of Group 1 (claims 1-34, 37-40, 42-48, 53-54, 56, 58-59, 61, 63-64, 66, 68-69, 71, 73-74, 76, 78-79, 81, 83-84, 86, 88-91 and 93-101) for initial examination in this application.

Applicants provisionally elected with traverse (1) fenofibrate as the peroxisome proliferator-activated receptor (PPAR) activator; (2) the compound of Formula (II) (ezetimibe); and (3) niacin, for initial examination in this application.


The Examiner requested that Applicants review the list of claims readable thereon. Elected claims readable thereon include claims 1-4, 11-13, 21, 28, 32, 34, 37-40, 42, 43, 47-48, 83, 84, 86, and 100-101.

Examination on the merits for the pending claims is respectfully requested.

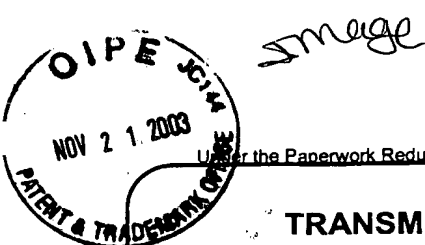
Respectfully submitted,

ANN MARIE CANNONI
Registration No. 35,972
Attorney for Applicant

Date: November 18, 2003



SCHERING CORPORATION
Patent Department, K-6-1-1990
2000 Galloping Hill Rd.
Kenilworth, NJ 07033-0530
Telephone: (908) 298-5024
Facsimile No.: (908) 298-5388



PTO/SB/21 (03-03)

Approved for use through 04/30/2003. OMB 0651-0031

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FORM**

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Total Number of Pages in This Submission

4

Application Number

10/057,323

Filing Date

01/25/2002

First Named Inventor

Harry R. Davis, et al.

Art Unit

1617

Examiner Name

Mojdeh Bahar

Attorney Docket Number

CV01489K

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Response to Missing Parts/
Incomplete ApplicationResponse to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional ApplicationPower of Attorney, Revocation
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

After Allowance Communication
to GroupAppeal Communication to Board
of Appeals and InterferencesAppeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual

Ann Marie Cannoni, Reg. No. 35,972

Signature

Date

11/18/03

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Application No.: 10/057,323

Filing Date: 01/25/2002

Applicant: Harry R. Davis et al..

Title: Combinations of Peroxisome Proliferator-Activated Receptor (PPAR) Activator(s) and Sterol Absorption Inhibitor(s)....

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Ann Marie Cannoni, Reg. No. 35,972

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Documents enclosed:

Supplemental Response to Election of Species - 2 Pages

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